

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/693,607
 Applicant : Brian E. LeGette et al.
 Confirmation No. : 6475
 Filed : October 27, 2003
 TC/A.U. : 3765
 Examiner : Sutton, Andrew W.
 Customer No. : 27896
 Docket No. : 0100.0020C1
 Title : Ear Warmer Having a Curved Ear Portion

TRANSMITTAL OF AMENDMENT/REPLY TO NON-FINAL OFFICE ACTION

Enclosed are the following documents in response to the Office action mailed April 22, 2008 for the above-identified application, the period for response to which extends to September 22, 2008 with a two month extension of time:

| | |
|--|--|
| <input checked="" type="checkbox"/> Amendment After Non-Final (pages 1 to 1) <input type="checkbox"/> Specification (pages to) <input checked="" type="checkbox"/> Claims (pages 2 to 7) <input type="checkbox"/> Abstract (pages to) <input checked="" type="checkbox"/> Applicant Arguments Made in an Amendment (pages 8 to 10) | <input checked="" type="checkbox"/> Petition for Extension of Time (2 months) <input checked="" type="checkbox"/> Information Disclosure Statement, Transmittal Letter, and Concise Explanation of Relevance <input type="checkbox"/> Declaration Under 37 C.F.R. §1.131 or §1.132 |
| <input type="checkbox"/> Sheets of Drawings including Figures | <input type="checkbox"/> Other: |

THE FEES HAVE BEEN CALCULATED AS FOLLOWS:

| | CLAIMS REMAINING AFTER AMENDMENT | CLAIMS PREVIOUSLY PAID FOR | EXTRA CLAIMS | RATE | FEE |
|--|---|----------------------------------|-----------------|------------------------|-----------------|
| Total Claims | 24 | - 31 = | 0 | x \$50.00 \$25.00 | \$0.00 |
| Independent Claims | 3 | - 5 = | 0 | x \$210.00 \$105.00 | \$0.00 |
| Subtotal Total Amendment Fee | | | | | \$0.00 |
| Other fees: \$460.00 for a Two Month Extension of Time, \$180.00 for an Information Disclosure Statement | | | | | \$640.00 |
| TOTAL FEE DUE | | | | | \$640.00 |

- ☐ **Applicant is entitled to Small Entity Status**
- ☒ Credit card payment has been submitted concurrently with the filing of this Reply.

The Director is hereby authorized to treat any concurrent or future reply, requiring a petition for an extension of time under this paragraph for its timely submission, as incorporating a petition for extension of time for the appropriate length of time. In addition, the Director is hereby authorized to charge any additional appropriate fees that may be required during the pendency of the above-identified application (e.g., in the concurrent or in any future reply), as well as to credit any overpayment, to Deposit Account No. **05-0460**.

Dated: September 22, 2008

Respectfully submitted by:

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/Thomas W. Lynch/
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